

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: February 20, 1995

SUBJECT: **HB 107 - SB 638**

This bill, if enacted, will reduce liability of law enforcement officers or their employers for injuries sustained by a third party caused by a person who is fleeing pursuit by law enforcement officers. This bill also provides that persons who are injured will be eligible for payments from the criminal injury compensation fund if the vehicle or watercraft directly causing death or injury was being operated by either: (a) an actual or suspect law violator who was fleeing from a law enforcement officer; or (b) a law enforcement officer who was pursuing an actual or suspected violator of the law.

The fiscal impact from enactment of this bill is estimated to be a decrease in state expenditures from reduced liability in such cases, offset by increased payments for cases from the criminal injury compensation fund. The net impact cannot reasonably be determined since the number of cases is not known but is estimated not to be significant.

Enactment of this bill is also estimated to result in a decrease in local government expenditures due to reduced risk of liability. The amount of such decrease cannot reasonably be determined, since the number of cases is not known but is estimated not to be significant.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is written in a cursive style with a large, stylized initial "J".

James A. Davenport, Executive Director